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MARSHALL, GERSTEIN & BORUN

NO. 8669 P. 4

#15/108
11/13/01

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: 13024/35946

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

**Box RCE
Commissioner for Patents
Washington, D.C. 20231**

Sir:


This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the following application:

Application

Application Serial No:	09/495,186
Filed on:	February 1, 2000
Inventors:	John McMichael and Michael Allen
Title:	Treatment of Symptoms of Asthma, Allergies and Otitis Media
Art Unit:	1633
Examiner:	M. Wilson
Attorney Docket No.:	13024/35946

CERTIFICATE OF FACSIMILE TRANSMITTAL

I hereby certify that this paper and the documents referred to herein as enclosed are being transmitted via facsimile to the U.S. Patent and Trademark Office, 703-872-937, on November 5, 2001.


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Reg. No. 31,879

11/13/2001 TJOHNS04 00000001 132055 09495186

01 FC:215	55.00 CH
02 FC:279	370.00 CH

1. Submission required under 37 C.F.R. §1.114**a. Previously submitted**

- ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on ____

(Any unentered amendment(s) referred to above will be entered).

- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____

- ☐ Other _____

b. Enclosed

- ☒ Amendment/Reply

- ☐ Affidavit(s)/Declaration(s)

- ☐ Information Disclosure Statement (IDS)

- ☒ Other Terminal Disclaimer

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _ months.**

(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

- b. Other _____**

3. Fees

- a. The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-2855.

- ☒ i. RCE fee of \$355.00 required under 37 C.F.R. § 1.17(e)
- ☒ ii. Extension of time fee 37 C.F.R. §§ 1.136 and 1.17(a)
- ☐ iii. Other _____

Please direct all future communications to Jeffery S. Sharp, at the address below.

Respectfully submitted,

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By: _____

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November 5, 2001